

NO. 63140

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAY 22 1997

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAY 22 1997

The applicant James M. Bell and Dawn L. Bell, hereby make application for permission to change the Point of Diversion, Manner of Use and Place of Use for a portion of water heretofore appropriated under Permit 16178, Certificate 5762 per Jonathan C. Palm letter February 14, 1996.

1. The source of water is an underground source in Nye County, Nv.
2. The amount of water to be changed 0.22 cubic feet per second, not to exceed 20 AFA..
3. The water to be used for Irrigation and Domestic purposes.
4. The water heretofore permitted for Irrigation.
5. The water is to be diverted at the following point within the NE- $\frac{1}{4}$ NW- $\frac{1}{4}$ of Section 8, T.16S., R.48E., M.D.M., or at a point from which the North $\frac{1}{4}$ corner of said Sec. 8 bears N 60° 37' 25" E., a distance of 565 feet.
6. The existing permitted point of diversion is located within the NE- $\frac{1}{4}$ NW- $\frac{1}{4}$ of Section 8, T.16S., R.48E., M.D.M., or at a point from which the North $\frac{1}{4}$ corner of said Section 8 bears N 42° 32' E., a distance of 91.9 feet.
7. Proposed place of use 9.6 acres within the NE- $\frac{1}{4}$ NW- $\frac{1}{4}$ of Section 8, T.16S., R.48E., M.D.M., and more particularly described as Nye County A.P.N. 19-651-06, and being Parcel 2 on Parcel Map F.-145299.
8. Existing place of use 40 acres within the NE- $\frac{1}{4}$ NW- $\frac{1}{4}$ of Section 8, T.16S., R.48E., M.D.M..
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works an 8" diameter X 200 foot deep drilled well, cased all the way, with a 7 hp. submersible pump & pipe & wire.
12. Estimated cost of works \$5000
13. Estimated time required to construct works 3 years. Presently completed well is an 8" diameter X 200 foot deep drilled well, cased all the way.
14. Estimated time required to complete the application of water to beneficial use 5 years

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15. Remarks:

By James M. Bell
s/James M. Bell
HCR 69, Box 443-A
Amargosa Valley, Nv

Compared my/cms dl/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 16178, Certificate 5762 is issued subject to the terms and conditions imposed in said Permit 16178, Certificate 5762 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Any well drilled under Permit 16178, Certificate 5762 shall be plugged in accordance with the Nevada Administrative Code, Chapter 534.420, "Regulations for Water Well and Related Drilling" within 60 days from the issuance of this permit.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.22 cubic feet per second, but not to exceed 20.0 acre-feet annually, and not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

April 14, 2001

Proof of completion of work shall be filed before:

May 14, 2001

Application of water to beneficial use shall be filed on or before:

April 14, 2004

Proof of the application of water to beneficial use shall be filed on or before:

May 14, 2004

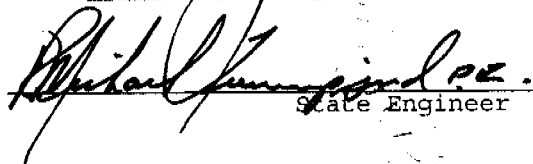
Map in support of proof of beneficial use shall be filed on or before:

May 14, 2004

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 14th day of April, A.D. 1999


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Abrogated By 67393 6.22